

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF WEST VIRGINIA  
AT CHARLESTON

DOUGLAS LEIGH HUGHES and  
KAREN DIANN DAVIS HUGHES,

Plaintiffs,

v.

Civil Action No. 2:19-cv-00037

UNITED STATES OF AMERICA,  
UNITED STATES ATTORNEY GENERAL  
WILLIAM BARR, STATE OF WEST VIRGINIA,  
and WEST VIRGINIA ATTORNEY GENERAL  
PATRICK MORRISEY,

Defendants.

MEMORANDUM OPINION AND ORDER

Pending are (a) the "Motions of the Plaintiffs in Complaint," filed by plaintiffs on September 25, 2019; (b) a motion to dismiss the amended complaint filed by defendants the State of West Virginia and Patrick J. Morrisey (collectively, the "State"), on December 5, 2019; (c) six motions to dismiss filed by the United States of America and William Barr (collectively, the "United States") on January 9, 2020; and (d) a motion to strike plaintiffs' demand for a jury trial filed by the United States on January 9, 2020.

This action was previously referred to United States Magistrate Judge Dwane L. Tinsley for submission to the court of

his Proposed Findings and Recommendation ("PF&R") for disposition pursuant to 28 U.S.C. § 636(b)(1)(B). On May 11, 2020, the magistrate judge entered a PF&R recommending that the court grant the State's motion to dismiss, grant the six motions to dismiss filed by the United States; deny the motion to strike plaintiffs' demand for a jury trial and the "Motions of the Plaintiffs in Complaint" as moot; and dismiss this action from the court's docket.

Plaintiffs having not filed any objections to the PF&R, it is ORDERED that the findings made in the PF&R of the magistrate judge be, and they hereby are, adopted by the court and incorporated herein.

Accordingly, it is ORDERED that:

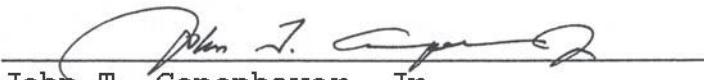
1. The State's motion to dismiss be, and it hereby is, granted.
2. The six motions to dismiss filed by the United States be, and they hereby are, granted.
3. The motion to strike plaintiffs' demand for a jury trial filed by the United States be, and it hereby is, denied as moot.

4. The "Motions of the Plaintiffs in Complaint" be, and it  
hereby is, denied as moot.

5. This action is dismissed from the court's docket.

The Clerk is directed to forward copies of this  
written opinion and order to plaintiffs, all counsel of record,  
and the United States Magistrate Judge.

ENTER: July 21, 2020



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John T. Copenhaver, Jr.  
Senior United States District Judge